

Filed for intro on 02/02/95
House Bill _____
By _____

Senate No. SB1201
By Haun

AN ACT to amend Tennessee Code Annotated, Title 63 and Title 68, relative to the employment of physicians and other practitioners and the division of fees.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-11-205, is amended by deleting the period "." and substituting instead the following:

except, notwithstanding any provision of law to the contrary, hospitals and other general corporations primarily involved with health care may employ and salary physicians and other licensed practitioners of the healing arts. The employed practitioners shall exercise independent judgment in determining the course of treatment that is in the best interest of their patients.

SECTION 2. Tennessee Code Annotated, Section 63-6-225, is amended by deleting subsection (a) and substituting instead the following:

(a) It is a Class A misdemeanor for any licensed physician or surgeon to pay any fee or compensation to a person for the referral of patients. However, this prohibition is not intended to prevent the assigning of fees in return for salaried employment or to prevent fee assignments and fee sharing arrangements among

members of networks composed of practitioners of the healing arts or among practitioners of the healing arts and entities involved with the delivery of health care, where the practitioners are marketed as part of an alliance.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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